



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/626,523 Confirmation No. 1131  
Applicant : BAYCHAR  
Filed : July 25, 2003  
Title : WATERPROOF/BREATHABLE MOISTURE TRANSFER LINER  
FOR SNOWBOARDS, ALPINE BOOTS, HIKING BOOTS AND  
THE LIKE  
TC/AU : 3728  
Examiner : TBD  
Docket No. : BAY-410-04  
Customer No.: 24956

Commissioner for Patents  
Mail Stop: Petitions  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION IN RESPONSE TO NOTICE OF INCOMPLETE  
NONPROVISIONAL APPLICATION**

Sir:

Applicant is hereby submitting this Petition to establish that the drawings, including Figs. 1-12, were deposited in the U.S. Patent Office on July 25, 2003. A mailroom dated-stamped receipt that accompanies this Petition shows that drawings were acknowledged as being received.

In response to a telephone call from the Examiner, on April 15, 2004 copies of all documents filed in the above-identified application as well as date-stamped mailroom receipts were mailed to the Patent Office at Mail Stop Duplicates, Crystal Plaza 2, Room 7D25, Attention: Kevin Little, Alexandria, VA. As these documents were sent by mail, there is no mailroom receipt.

In response to a Notice under 37 CFR 1.251 - Pending Application mailed May 6, 2005, on May 11, 2005 copies of the requested IDS and drawings submitted

Appl. No. 10/626,523  
Petition in Response to Notice of Incomplete Nonprovisional  
Application dated May 20, 2005  
Reply to Notice dated May 13, 2005

BAY-410-04

on July 25, 2003 were filed. A copy of the mailroom date-stamped receipt indicates that the drawings were acknowledged as being received.

In the event that Figs. 1-12 were lost by the Patent Office, Applicant is hereby resubmitting sheets 1-12, including Figs. 1-12.

As the drawings had already been submitted to the Patent Office, a new declaration and oath is not required.

As required, a copy of the NOTICE of May 13, 2005 is enclosed herewith.

The Commissioner is hereby authorized to charge Deposit Account No. 50-1417 for any fees that are necessary.

Respectfully submitted,

MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.

By 

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Best Available Copy



BAY-410-04

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Prior Application:

BAYCHAR  
Serial No. 09/500,535  
Filed: February 9, 2000

Group Art Unit:

1771

Examiner:

A. Singh

For:

WATERPROOF/BREATHABLE MOISTURE  
TRANSFER LINER FOR SNOWBOARDS, ALPINE  
BOOTS, HIKING BOOTS AND THE LIKE

Papers Filed Herewith:

REQUEST FOR CONTINUATION APPLICATION  
UNDER 37 C.F.R. 1.53(b);

All papers as filed in the parent application (including  
Description, claims, Abstract, Declaration and  
Power of Attorney, and drawings);

PRELIMINARY AMENDMENT;

INFORMATION DISCLOSURE STATEMENT, with PTO-1449 Forms;

Credit Card Payment Form in the amount of \$375.00 in  
payment of Filing Fee; and

SERIAL NO. POSTCARD.

Receipt is hereby acknowledged of the papers filed, as  
identified in connection with the above-identified patent  
application.

COMMISSIONER OF PATENTS AND TRADEMARKS

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A  
BY-410-04

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Papers Filed Herewith:

RESPONSE TO NOTICE UNDER 37 CFR 1.251 (TRANSMITTAL OF  
PREVIOUSLY FILED DOCUMENTS APPARENTLY LOST BY  
THE PATENT OFFICE); and  
IDS, PTO-1449 Form and references filed 7/25/03 and  
Drawings, Figs. 1-12, filed 7/25/03.

Receipt is hereby acknowledged of the papers filed, as identified in connection with  
the above-identified patent application.

COMMISSIONER FOR PATENTS

identified in connection with the above-identified patent  
application.

COMMISSIONER OF PATENTS AND TRADEMARKS